

AMENDED

Nº 26708

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

MAY 8 1972

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

JUN 30 1972

Corrected application filed.....

JUN 30 1972

Map filed..... under 26658

The applicant LaVerne D. and Eunice M. Machacek
of Box 304 Eureka, County of _____,
State of Nevada 89316, hereby make application for permission to appropriate the public
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Cottonwood Creek
Name of stream, lake or other source.

2. The amount of water applied for is 9.4 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____ acre-feet

3. The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 600

(b) Stockwater (state number and kinds of animals to be watered) _____

(c) Other use (describe fully under "No. 12. Remarks") _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point: NE 1/4 NE 1/4 Sec. 6, T. 20N. R. 54E.

M.D. Mer., or at a point from which the NE Corner of said Sec. 6 bears North
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

645 ft.
it should be stated.

6. Place of use Sec. 1, Lots 9, 10, 11, 12, T. 20N. R. 53E. M.D. Mer. Sec. 36. Lot 1, and
Describe by legal subdivision, if on unsurveyed land it should be so stated.

SW 1/4, T. 21 N. R. 53 E M.D. Mer. Sec. 36. Lots 2, 3, 4 & N 1/2 N 1/2 T. 21N. R. 53 E. M.D. Mer.

7. Use will begin about January 1st and end about December 31st, of each year.
Month Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans
and specifications of your diversion or storage works.) Dams & Ditches

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$3000.00.....
10. Estimated time required to construct works.....5 yrs.....
11. Estimated time required to complete the application to beneficial use.....5 yrs.....
12. Remarks...This application will be subject to the original filing on Cottonwood
Creek by Giuseppe (Giuseph) Tognini Dec.18th 1911. Application No. 2289
We, The Applicants have been using the water from Cottonwood Creek for
irrigation on our land for the last 10 yrs.

Applicant.....

By s/ LaVerne D. Machacek
s/ Eunice M. Machacek
Box 304, Eureka, Nevada 89316

Compared ga/jw ga/cm
Pro. filed 8-28-72 by Labarry & Labarry Co.
Pro. overruled 12-22-72, see Ruling 1884

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

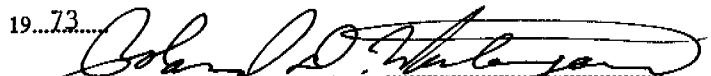
The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 9.4 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before July 23, 1973
Proof of commencement of work shall be filed before August 23, 1973
Work must be prosecuted with reasonable diligence and be completed on or before July 23, 1974
Proof of completion of work shall be filed before August 23, 1974
Application of water to beneficial use shall be made on or before July 23, 1977
Proof of the application of water to beneficial use shall be filed on or before August 23, 1977
Map in support of proof of beneficial use shall be filed on or before August 23, 1977

Commencement of work filed AUG 28 1973
Completion of work filed JUN 30 1975
Proof of beneficial use filed JUL 5 1977
Cultural map filed JUN 10 1977 under 26658
Certificate No. 7080 Issued 7-28-77
Recorded.....Bk.....Page.....
County Recorder

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,
State Engineer of Nevada, have hereunto set my hand and the seal of
my office, this 23rd day of January,

A.D. 1973


State Engineer